

## TOWN OF ELSMERE APPEAL TO THE BOARD OF ADJUSTMENT

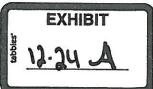
Any person directly affected by a decision of the Code Enforcement Official or a notice or order issued under this Code shall have the right to appeal to the Board of Adjustment of the Town of Elsmere, provided that t written application for appeal is based on a claim that the true intent of this code or the rules legally adopted there under has been incorrectly interpreted or the provisions of this code do not fully apply. Additionally, an application for appeal may be based on a claim that an action other than what is required by the Code: 1) provides the same or better protections than what the Code requires and 2) will not cost the Tow of Elsmere any more money than enforcing the code as written. If the appellant proves that an action other than what is required by the code meets these two requirements, the Board of Adjustment may, in its discretion, either enforce the Code as written or permit the proposed alternative action.

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Code as written or permit the proposed alternative action.
Date this Appeal was filed: 6/26/12 Petition Number: 12-24
Date of the Original Action: 6/16/12 Tax Parcel Number: 1900800015
Subject property Address: 1329 Sycamore Avenue 1 Ismere DE 19805
Property Owner's Name: Beinard Doherts The Phone Number:
Property Owners Address: 137 Marris Road Townsond, DE19734
Applicant's Name: Sarnard Doherty
Applicant's Address: 137 Morris Road Townsend, OE 19774
Specific Item Being Appealed: (ex: Citation Number, Petition Number, Order Number, Etc.)
Violation ID: 12-60166
Reason for the Appeal:
be dispute jetting a fine without getting Notice
of the problem forst.
Relief sought: Fine
Applicant's Signature: Date: 6/26/12

DLR



## THE TOWN OF ELSMERE CODE ENFORCEMENT DEPARTME



11 Poplar Avenue - Elsmere, DE 19805 Phone: 302-998-2215 Fax: 302-998-9920

RESPONSIBLE PARTY	VIOLATION#	V2-00166
Bernard Doherty & Wesley Haigh 137 Morris Rd Townsend, DE 19734	OFFICER	Daniel Reed
	VIOLATION DATE	06-16-2012
	PROPERTY ADDRESS	1329 Sycamore Ave Wilmington, DE 19805
	ABATEMENT DATE	N/A

On the above date, the Code Enforcement Department performed an inspection of the above referenced property. During this inspection, a violation of the Town of Elsmere Code was discovered. The nature of the civil citation is described below.

Specific Violation	Violation Code Section		Amount Due
All exterior surfaces shall be maintained in good condition. Exterior wood surfaces shall be protected from	IPMC 2000 303.2	07/16/2012	\$50.00
the elements and decay by painting or other protective covering or treatment.	***** <u>CITATION</u>	INFORMATION	****

In order to process your payment, please write the property address in violation in the memo section of the check or money order, and then mail it with the voucher below.

You may also pay your fee in person at Town Hall, 11 Poplar Ave., Elsmere, DE 19805.

## **ABATEMENT COST**

If the violation noted above is not corrected by 4:00 pm. on the "ABATEMENT DATE" listed above, the Town will take action to abate the violation. If this becomes necessary in addition to the \$50.00 fine already assessed you will owe to the Town the costs of the abatement.

Should you have any questions please contact the Code Enforcement Department at (302) 998-2215.

The "Amount Due" associated with this violation is a civil penalty and is due by no later than the "Due Date". Additionally if the violation is not abated by the "Abatement Date" shown above, the Town will take action to correct the violation. If this becomes necessary you will be responsible for the payment of all abatement costs incurred by the Town. Failure to pay the "Amount Due" and any abatement costs assessed shall give rise to a lien on the property pursuant to Title 25, Chapter 29, of the Delaware Code. You must pay this civil penalty of \$50.00 by the "Due Date" of this citation, even if the violation has been corrected.

Please return this section with your payment.

DUE DATE	PARCEL NUMBER	VIOLATION NUMBER	AMOUNT DUE
07/16/2012	1900800015	V2-00166	\$50.00

Make Checks Payable To: Mail Your Payment To:

(Paint back door.)

The Town of Elsmere The Town of Elsmere **Finance Department** 11 Poplar Avenue Elsmere, DE 19805

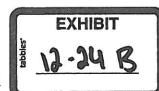
- Each 24-hour period that the condition giving rise to this citation continues will be subject to a separate citation and an additional civil penalty in the amount of \$50.00.
- You have the right to appeal this violation by submitting a written application to the Town of Elsmere's Board of Adjustment within twenty (20) days of the date of this violation. MEANS OF APPEAL SHOWN ON THE BACK.

TOWN OF ELSMER

11 POPLAR AVE ELSMERE, DE 19805 ATTN: CRAIG HANNA

TEL: (302)998-2215 FAX: (302)998-9920

EXT: 104



INVOICE NO.

INVOICE DATE: 06/18/12 DUE DATE: 07/18/12

CUSTOMER #: P-000221

DOHERTY BERNARD III & HAIGH

137 MORRIS ROAD TOWNSEND, DE 19734

VIOLATION INFORMATION

VIOLATION ID: V2-00166

LOCATION: 1329 SYCAMORE AV

QUANTITY/UNIT	SERVICE ID	DESCRIPTION	UNIT PRICE	AMOUNT
1.00	CODE-CIT	CODE CITATION 1329 SYCAMORE AVE 2000 IPMC 303.2 PAINT BACK DOOR	50.0000	50.00
			TOTAL INVOICE	50.00

TOWN OF ELSMERE 11 POPLAR AVE ELSMERE, DE 19805

> DOHERTY BERNARD III & HAIGH 137 MORRIS ROAD TOWNSEND, DE 19734

Invoice Id: I2-01874

Customer Id: P-000221

Due Date: 07/18/12

Total Due:

50.00





